

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-173845-001 DT

09/16/2013

HONORABLE DAVID B. GASS

CLERK OF THE COURT
E. Aguilar
Deputy

STATE OF ARIZONA

KAREN L PUGH
MARYANN MCKESSY

v.

DANNY WISE (001)

DIEGO RODRIGUEZ
JOHN W BLISCHAK

COURT ADMIN-CRIMINAL-CCC
PRETRIAL SERVICES AGENCY-CCC

TRIAL MINUTE ENTRY
DAY 8

Courtroom CCB 903

State's Attorney:	Karen Pugh and Maryanne McKessy
Defendant's Attorney:	Diego Rodriguez
Knapp Counsel:	John Blischak
Defendant:	Present
Court Reporter:	Luz Franco

10:37 a.m. This is the time set for trial to Jury.

LET THE RECORD REFLECT the State's Case Agent, Guy Milanovits and the Defendant's Designated Investigator, James Sell is present in the courtroom.

The jury is not present.

Both sides announce ready.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-173845-001 DT

09/16/2013

10:40 a.m. The jury enters the courtroom and trial continues.

The State's witness Monica Petersen, having been previously sworn, resumes the stand and further testifies.

The State's Exhibit 96 is offered by the State and upon stipulation of parties, is received in evidence.

LET THE RECORD REFLECT the Court has received 3 questions from the jury. Same are discussed by Court and counsel and are asked of the witness.

FILED: Jury Questions (9, 10, and 11)

The witness is excused subject to recall.

The State's witness, Michelle Mitchell is sworn and testifies.

Counsel approach the bench with the Court Reporter and discussion is held out of the hearing of the jury.

Trial continues.

The witness is excused subject to recall.

Counsel approach the bench with the Court Reporter and discussion is held out of the hearing of the jury.

11:32 a.m. The jury is reminded of the admonition and leaves the courtroom and Court stands at recess for lunch.

1:41 p.m. Court reconvenes with respective counsel and Defendant present.

Court Reporter, Luz Franco is present.

LET THE RECORD REFLECT the State's Case Agent, Guy Milanovits and the Defendant's Designated Investigator, James Sell is present in the courtroom.

The jury is not present.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-173845-001 DT

09/16/2013

Both sides announce ready.

1:43 p.m. The jury enters the courtroom and trial continues.

The State's witness Marcos Garcia is sworn and testifies.

Counsel approach the bench with the Court Reporter and discussion is held out of the hearing of the jury.

Trial continues.

Counsel approach the bench with the Court Reporter and discussion is held out of the hearing of the jury.

Trial continues.

The witness is excused subject to recall.

The State's witness Liana Haley is sworn and testifies.

The State's Exhibit 99 is offered by the State and upon stipulation of parties, is received in evidence.

Counsel approach the bench with the Court Reporter and discussion is held out of the hearing of the jury.

Trial continues.

2:58 p.m. The jury is reminded of the admonition and leaves the courtroom and Court stands at recess.

3:20 p.m. Court reconvenes with respective counsel and Defendant present.

Court Reporter, Luz Franco is present.

LET THE RECORD REFLECT the State's Case Agent, Guy Milanovits and the Defendant's Designated Investigator, James Sell is present in the courtroom.

The jury is not present.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-173845-001 DT

09/16/2013

Discussion is held regarding the State's witness Liana Haley as to her testimony and her notes.

The State's witness Liana Haley enters the courtroom and a voir dire is conducted by both counsel. Based thereon,

IT IS ORDERED the jury shall be allowed Liana Haley's testimony as to what she independently recalls, her recollection of memory, rather than her recollection based on the report itself.

IT IS FURTHER ORDERED Liana Haley shall produce a copy of her notes to the State via e-mail, **no later than 12:00 p.m. on September 16, 2013.**

Both sides announce ready.

3:34 p.m. The jury enters the courtroom and trial continues.

The State's witness Liana Haley having been previously sworn, resumes the stand and further testifies.

LET THE RECORD REFLECT the Court has received 3 questions from the jury. Same are discussed by Court and counsel and are asked of the witness.

FILED: Jury Questions (12, 13, and 14)

The witness is excused subject to recall.

3:54 p.m. The jury is reminded of the admonition and excused until **10:30 a.m. on September 18, 2013** in this division. Court remains in session.

Trial matters are discussed.

4:03 p.m. Court stands at recess until **10:30 a.m. on September 18, 2013** in this division.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.